IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

DISTRICT:

CIVIL APPLICATION NO. 1408 OF 2006

IN

SECOND APPEAL (St.) NO. 2702 OF 2006

Office Notes,Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Mr. Vasant Dhawan for the Applicant.

None for the Respondent.

CORAM: S.B.DESHMUKH, J.

DATE : 13TH SEPTEMBER 2006

P.C.:

Heard learned Counsel for the applicant. None appears for the respondent.

2. By this application, the applicant is seeking condonation of delay occurred in filing the second appeal in this Court and for quashing and setting aside the conditional order passed by the Additional Registrar of this Court on 14th June, 2006. The dismissal of the second appeal, was on

account of non-removal of the office objection. Now office objections have been removed. The respondent was not served and matter was dismissed at the stage of admission on account of non-removal of the office objection. Learned Counsel for the applicant, submits, that it was a conditional order. Having considered the submission of the learned Counsel for the applicant, in my view, civil application needs to be allowed.

3. In the result, the civil application is allowed in terms of paragraph nos. 7(b) and (c) of the civil application.

4. Civil application, accordingly, is allowed and disposed of in above terms.

Sd/-

(S.B.DESHMUKH, J.)